



Hearings Division Quarterly Report



4Q CY2021
(Oct - Dec 2021)

NOTE: summonses received, processed and hearings held at OATH since March 2020 were affected by COVID-19 pandemic

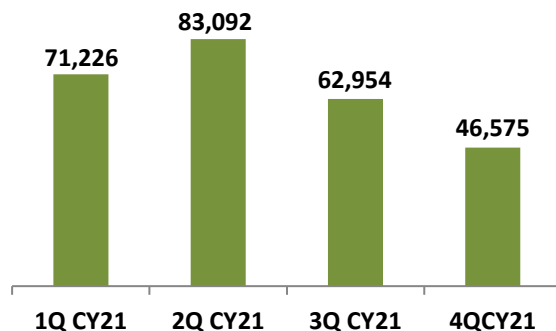
Summonses Received

Board Cases*

4Q CY2021

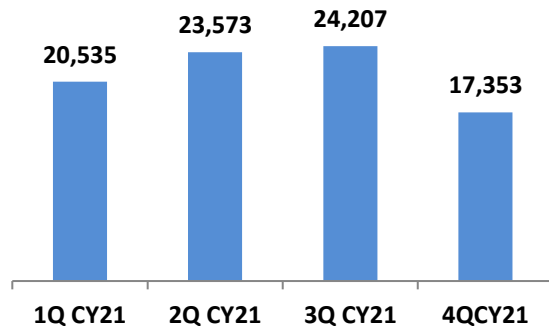
DSNY

26.0% Decrease



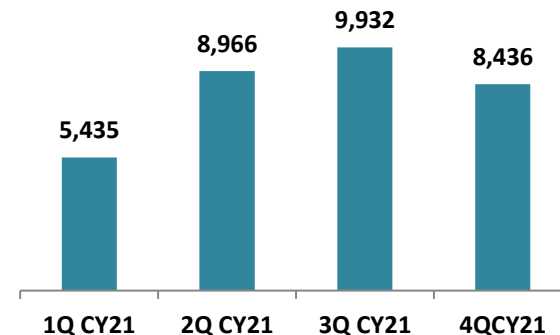
DOB

28.3% Decrease



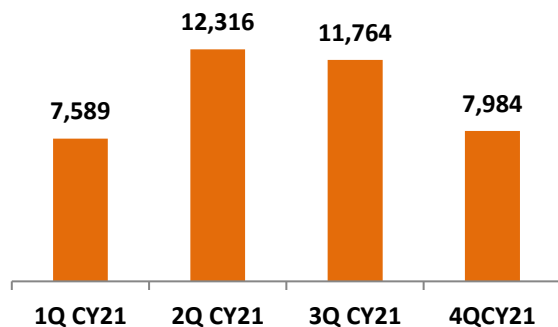
DOT

15.1% Decrease



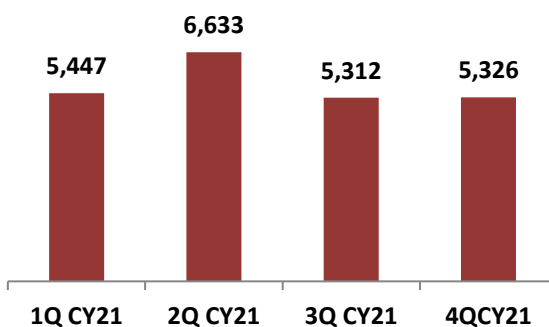
FDNY

32.1% Decrease



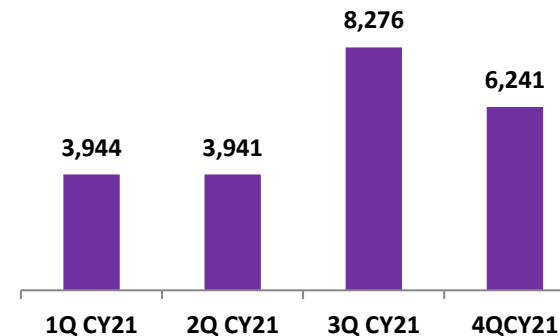
DEP

0.3% Increase



DOHMH

24.6% Decrease



% change 3Q CY2021 vs. 4Q CY2021

*legacy legislation designated these cases as ECB

January 30, 2022

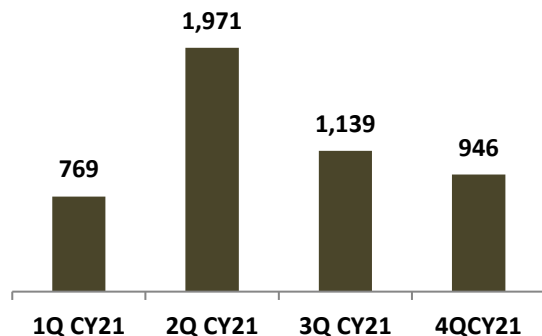
Summonses Received

Board Cases*

4Q CY2021

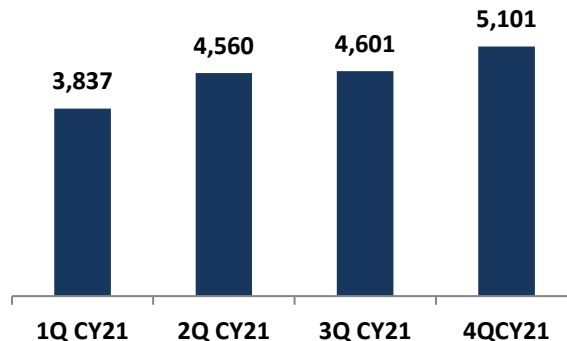
DPR

16.9% Decrease



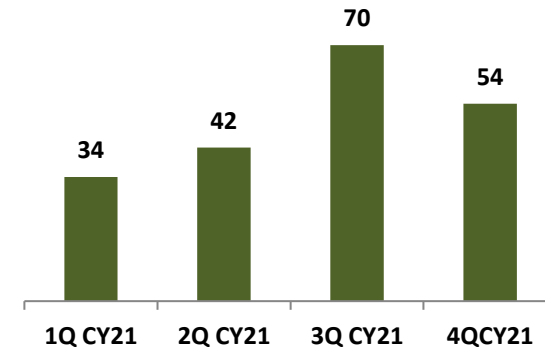
NYPD

10.9% Increase



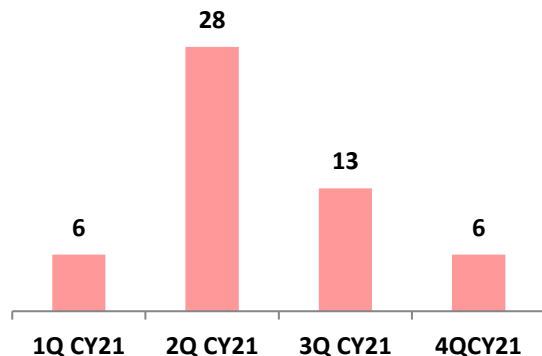
DOITT

22.9% Decrease



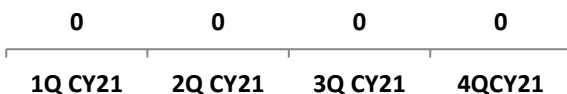
BIC

53.8% Decrease



LPC

0% Increase



% change = 3Q CY2021 vs. 4Q CY2021

Agency	3Q CY21 vs. 4Q CY21
NYC SHERIFF	395.2%
NYPD	10.9%
DEP	0.3%
DOT	-15.1%
DPR	-16.9%
DOITT	-22.9%
DOHMH	-24.6%
DSNY	-26.0%
DOB	-28.3%
FDNY	-32.1%
BIC	-53.8%
MISC AGENCIES	-58.3%
AGENCY CODE MISSING	-100.0%
LPC	-
DOF TOBACCO	-

*legacy legislation designated these cases as ECB

January 30, 2022

Summonses Received

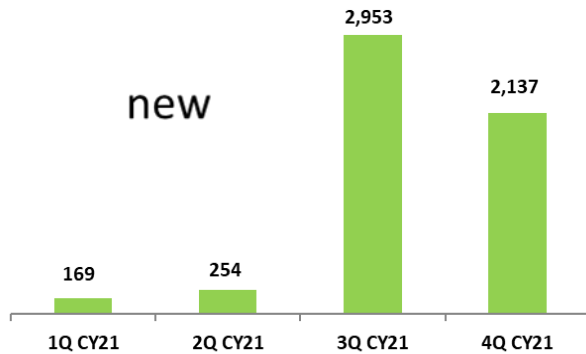
Non-Board Cases

4Q CY2021

Non-Board Health

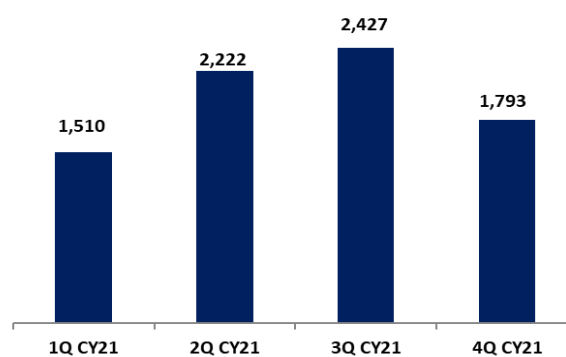
27.6% Decrease

new



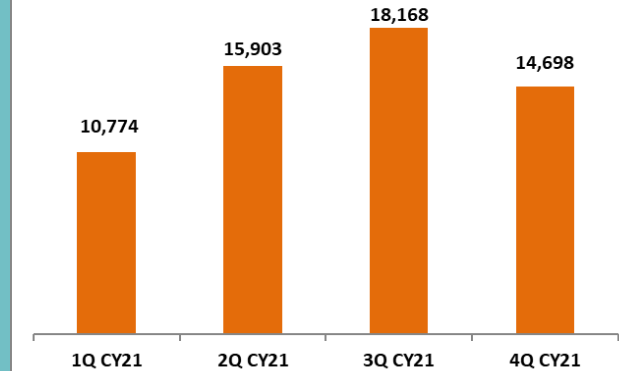
Non-Board DCA

26.1% Decrease



Vehicle for Hire

19.1% Decrease



% change = 3Q CY2021 vs. 4Q CY2021

Summonses Received

Board Cases*

Quarterly Comparisons

Agency	4Q CY2020 (Oct, Nov & Dec 2020)	4Q CY2021 (Oct, Nov & Dec 2021)	% Change
DSNY	71,421	46,575	-35%
DOB	16,099	17,353	8%
DOT	10,007	8,436	-16%
FDNY	11,745	7,984	-32%
DOHMH	3,578	6,241	74%
NYPD	5,858	5,101	-13%
DEP	4,355	5,326	22%
DPR	1,217	946	-22%
DOITT	0	54	-
BIC	15	6	-60%
LPC	0	0	-
Agency Code Missing	10	0	-100%
Misc	166	225	36%
DOF TOBACCO	0	0	-
NYC SHERIFF	150	104	-31%
VENDOR CASES(DCA)	0	295	-
Total:	124,621	98,646	-21%

Total Summonses Heard

Board Cases*

Quarterly Comparisons

Agency	4Q CY2020 (Oct, Nov & Dec 2020)	4Q CY2021 (Oct, Nov & De 2021)	% Change
DOB	20,461	21,459	5%
DSNY	10,847	9,695	-11%
FDNY	6,013	5,013	-17%
DEP	3,760	3,195	-15%
DOHMH	1,310	2,709	107%
DOT	1,373	1,748	27%
NYPD	1,252	1,092	-13%
DPR	233	151	-35%
Misc	19	58	205%
DOITT	37	54	46%
NYC SHERIFF	12	41	242%
Agency Code Missing	0	0	-
LPC	1	0	-
BIC	12	0	-
DOF TOBACCO	0	0	-
VENDOR CASES (DCA)	0	13	-
Total	45,330	45,228	-0.2%

Decisions Rendered

Board Cases*

Quarterly Comparisons

Agency	4Q CY2020 (Oct, Nov, Dec)	4Q CY2021 (Oct, Nov, Dec)	% Change
DOB	12,045	12,119	1%
DSNY	9,411	10,677	13%
FDNY	5,262	4,069	-23%
DEP	3,094	2,677	-13%
DOHMH	1,235	2,462	99%
NYPD	2,034	2,294	13%
DOT	1,421	1,707	20%
DPR	203	155	-24%
Misc	35	81	131%
DOITT	20	46	130%
NYC SHERIFF	10	23	130%
VENDOR CASES(DCA)	0	23	-
BIC	17	0	-100%
Agency Code Missing	4	0	-100%
LPC	0	0	-
DOF TOBACCO	0	0	-
TOTAL	34,791	36,333	4%

Hearing to Decision

Board Cases*

(Elapsed Time from Last Hearing to Decision Date)

4Q CY2021

	1Q CY2021 (Jan-Mar 2021)	2Q CY2021 (Apr-Jun 2021)	3Q CY2021 (Jul-Sep 2021)	4Q CY2021 (Oct-Dec 2021)
< 10 days	80%	81%	96.9%	94.8%
11 to 20 days	10%	9%	2.1%	4.5%
21 to 30 days	5%	5%	0.8%	0.6%

	1Q CY2021 (Jan-Mar 2021)	2Q CY2021 (Apr-Jun 2021)	3Q CY2021 (Jul-Sep 2021)	4Q CY2021 (Oct-Dec 2021)
< 20 days	90%	90%	99%	99.2%
21 to 30 days	5%	5%	0.8%	0.6%
31 to 40 days	2%	1%	0.1%	0.1%

Decisions Rendered after Hearing

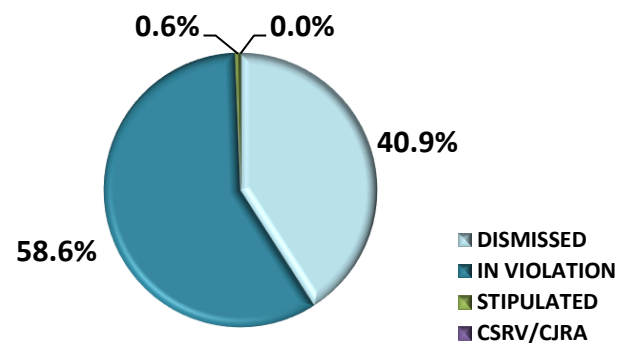
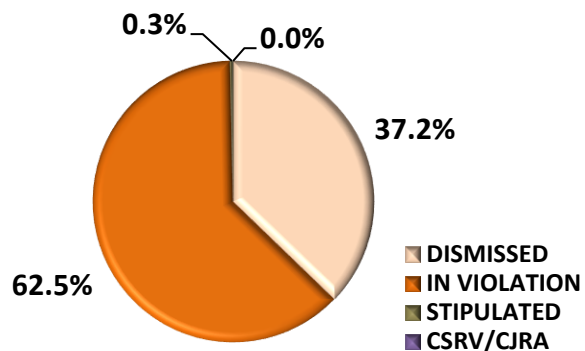
Board Cases*

4Q CY2020 vs. 4Q CY2021

(In Violation/Dismissed/Stipulated/Community Service)

	4Q CY2020 (Oct, Nov, Dec)
DISMISSED	12,939
IN VIOLATION	21,747
STIPULATED	105
CSRV/CJRA	0
TOTAL	34,791

	4Q CY2021 (Oct, Nov, Dec)
DISMISSED	14,856
IN VIOLATION	21,274
STIPULATED	203
CSRV/CJRA	0
TOTAL	36,333

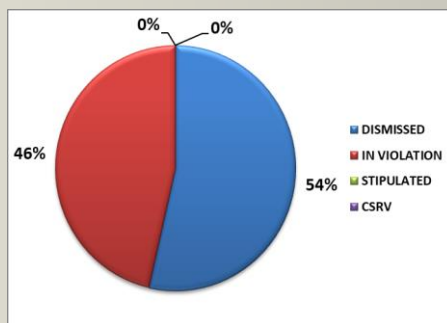


Decisions Rendered after Hearing

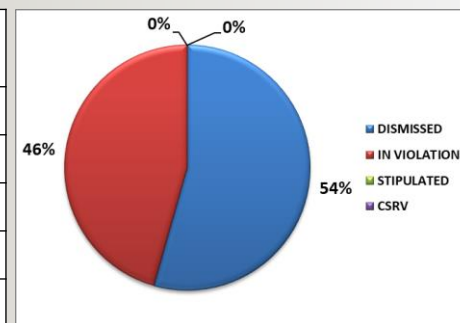
Board Cases*

(By Agency – 4Q CY2020 vs. 4Q CY2021)

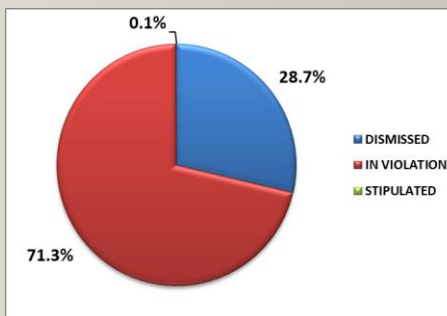
DSNY	4Q CY2020
DISMISSED	5,040
IN VIOLATION	4,371
STIPULATED	0
CSRV/CJRA	0
TOTAL	9,411



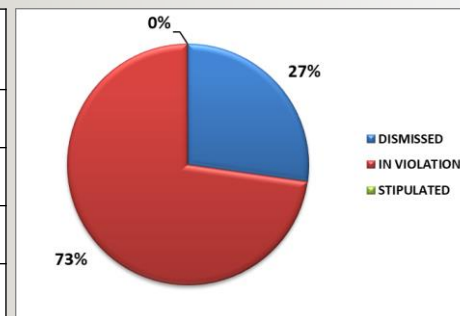
DSNY	4Q CY2021
DISMISSED	5,807
IN VIOLATION	4,870
STIPULATED	0
CSRV/CJRA	0
TOTAL	10,677



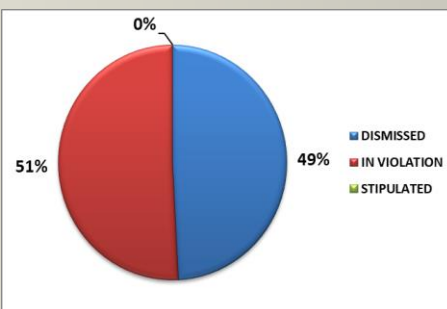
DOB	4Q CY2020
DISMISSED	3,451
IN VIOLATION	8,587
STIPULATED	7
TOTAL	12,045



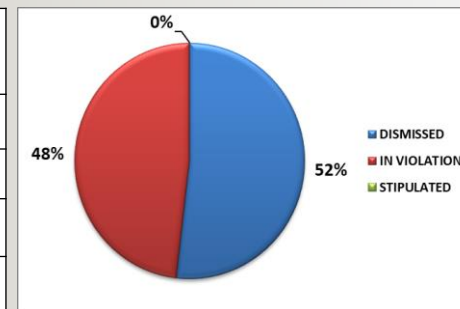
DOB	4Q CY2021
DISMISSED	3,303
IN VIOLATION	8,811
STIPULATED	5
TOTAL	12,119



DOT	4Q CY2020
DISMISSED	699
IN VIOLATION	722
STIPULATED	0
TOTAL	1,421



DOT	4Q CY2021
DISMISSED	885
IN VIOLATION	822
STIPULATED	0
TOTAL	1,707

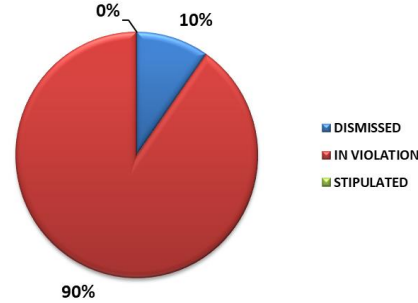


Decisions Rendered after Hearing

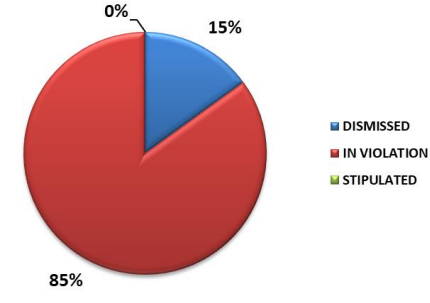
Board Cases*

(By Agency – 4Q CY2020 vs. 4Q CY2021)

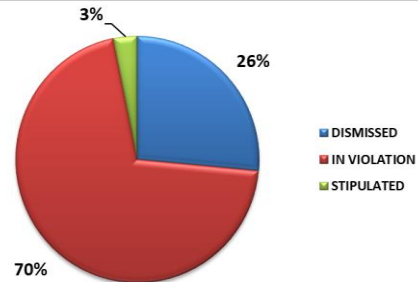
FDNY	4Q CY2020
DISMISSED	510
IN VIOLATION	4,752
STIPULATED	0
TOTAL	5,262



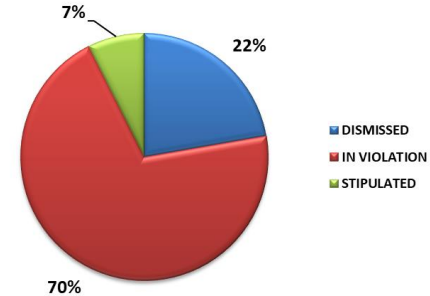
FDNY	4Q CY2021
DISMISSED	611
IN VIOLATION	3,458
STIPULATED	0
TOTAL	4,069



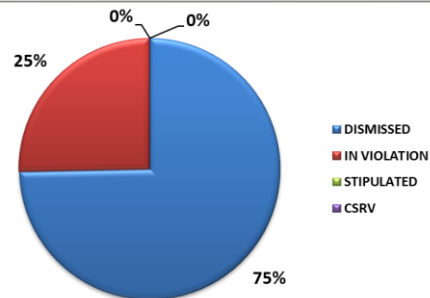
DEP	4Q CY2020
DISMISSED	819
IN VIOLATION	2,177
STIPULATED	98
TOTAL	3,094



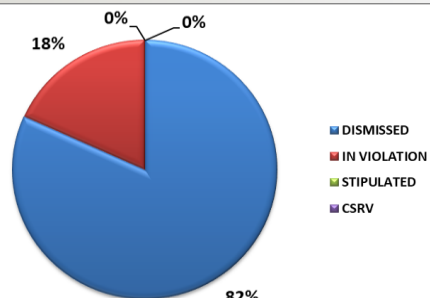
DEP	4Q CY2021
DISMISSED	596
IN VIOLATION	1,883
STIPULATED	198
TOTAL	2,677



NYPD	4Q CY2020
DISMISSED	1,519
IN VIOLATION	515
STIPULATED	0
CSRV/CJRA	0
TOTAL	2,034



NYPD	4Q CY2021
DISMISSED	1,875
IN VIOLATION	419
STIPULATED	0
CSRV/CJRA	0
TOTAL	2,294

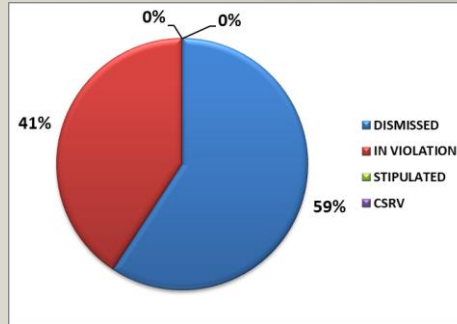


Decisions Rendered after Hearing

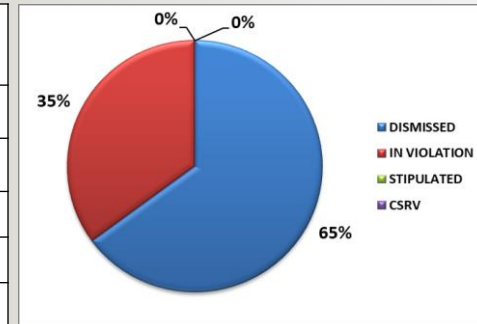
Board Cases*

(By Agency – 4Q CY2020 vs. 4Q CY2021)

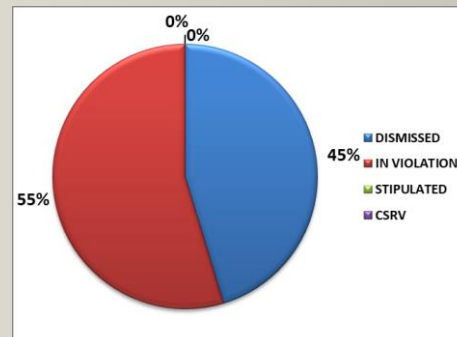
DOHMH	4Q CY2020
DISMISSED	732
IN VIOLATION	503
STIPULATED	0
CSRV/CJRA	0
TOTAL	1,235



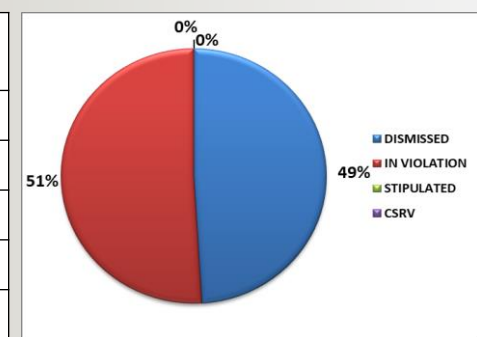
DOHMH	4Q CY2021
DISMISSED	1,598
IN VIOLATION	864
STIPULATED	0
CSRV/CJRA	0
TOTAL	2,462



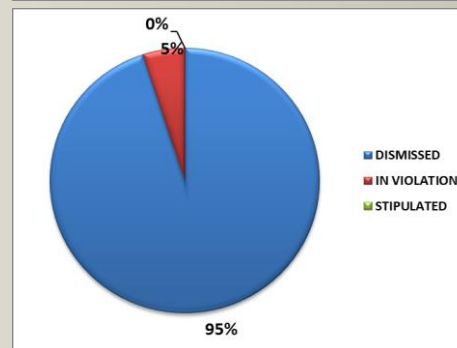
DPR	4Q CY2020
DISMISSED	92
IN VIOLATION	111
STIPULATED	0
CSRV/CJRA	0
TOTAL	203



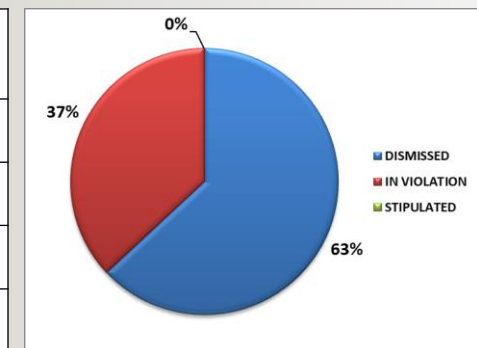
DPR	4Q CY2021
DISMISSED	76
IN VIOLATION	79
STIPULATED	0
CSRV/CJRA	0
TOTAL	155



DOITT	4Q CY2020
DISMISSED	19
IN VIOLATION	1
STIPULATED	0
TOTAL	20

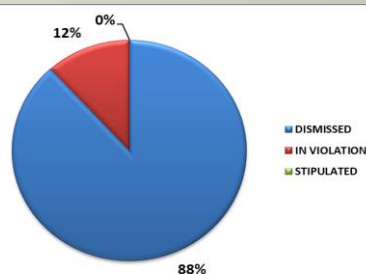


DOITT	4Q CY2021
DISMISSED	29
IN VIOLATION	17
STIPULATED	0
TOTAL	46

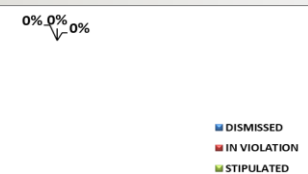


(By Agency – 4Q CY2020 vs. 4Q CY2021)

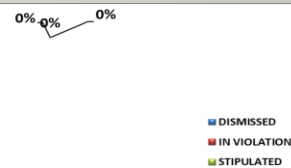
BIC	4Q CY2020
DISMISSED	15
IN VIOLATION	2
STIPULATED	0
TOTAL	17



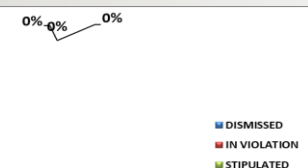
BIC	4Q CY2021
DISMISSED	0
IN VIOLATION	0
STIPULATED	0
TOTAL	0



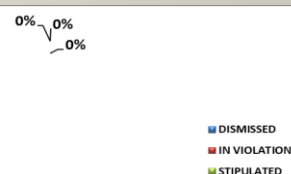
LPC	4Q CY2020
DISMISSED	0
IN VIOLATION	0
STIPULATED	0
TOTAL	0



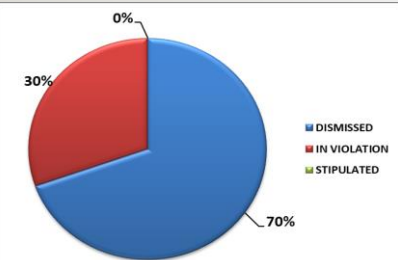
LPC	4Q CY2021
DISMISSED	0
IN VIOLATION	0
STIPULATED	0
TOTAL	0



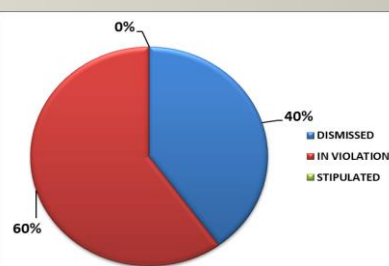
Vendor Cases (DCA)	4Q CY2020
DISMISSED	0
IN VIOLATION	0
STIPULATED	0
TOTAL	0



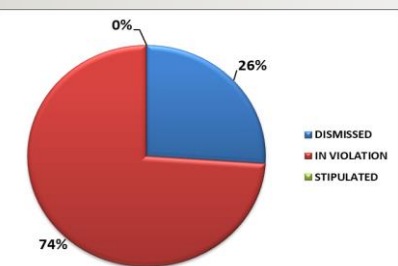
Vendor Cases (DCA)	4Q CY2021
DISMISSED	16
IN VIOLATION	7
STIPULATED	0
TOTAL	23



NYC SHERIFF	4Q CY2020
DISMISSED	4
IN VIOLATION	6
STIPULATED	0
TOTAL	10



NYC SHERIFF	4Q CY2021
DISMISSED	6
IN VIOLATION	17
STIPULATED	0
TOTAL	23



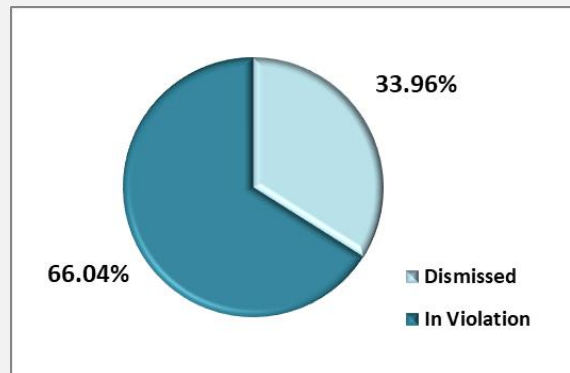
Decisions Rendered after Hearing

Non-Board Health Cases

4Q CY2021

(In Violation/Dismissed)

	4Q CY2021 (Oct - Dec 2021)
DISMISSED	3,106
IN VIOLATION[†]	6,039
TOTAL	9,145



[†] The number does not include default decisions.

**The numbers reflect per charge not summons.*

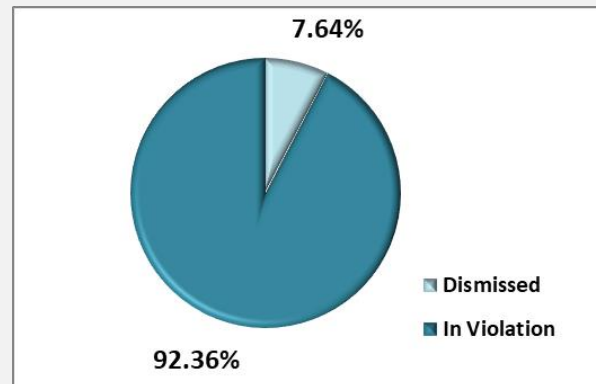
Decisions Rendered after Hearing

Non-Board DCA Cases

4Q CY2021

(In Violation/Dismissed)

	4Q CY2021 (Oct – Dec 2021)
DISMISSED	59
IN VIOLATION[†]	713
TOTAL	772



[†] The number does not include default decisions.

**The numbers reflect per charge not summons.*

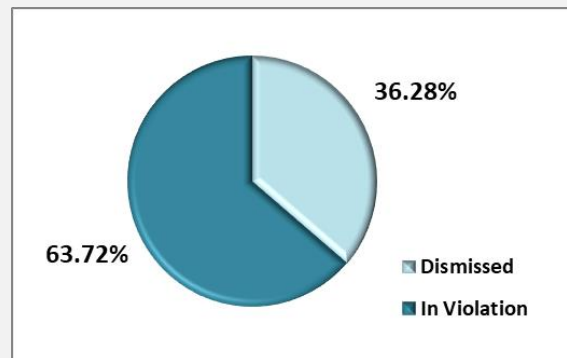
Decisions Rendered after Hearing

Non-Board Vehicle for Hire Cases

4Q CY2021

(In Violation/Dismissed)

	4Q CY2021 (Oct - Dec 2021)
DISMISSED	312
IN VIOLATION †	548
TOTAL	860



Appealed Summonses by Enforcement Agency

Board Cases*

(4Q CY2021)

Agency	# of Violations
DOB	113
DSNY	66
DEP	25
FDNY	13
DOHMH	9
DOT	4
DPR	4
NYPD	2
NYC - SHERIFF	1
Grand Total	237

Appealed Summonses by Enforcement Agency for Non-Board Cases (4Q CY2021)

Agency	# of Appeals filed
Health	14
DCA	38
Vehicle for Hire	67
Total:	119

Defaults

Board Cases*

(4Q CY2021)

Total # of Defaults (Oct - Dec 2021) =

59,562

Issuing Agency	# of Defaults	% out of Total Defaults
DSNY	30,307	51%
DOB	9,434	16%
DOT	6,695	11%
DOHMH	3,955	7%
FDNY	3,747	6%
DEP	2,773	5%
NYPD	1,560	3%
DPR	764	1%
MISC	187	0.3%
NYC SHERIFF	73	0.1%
VENDOR CASES(DCA)	45	0.1%
DOITT	17	0.03%
BIC	5	0.01%

Defaults *

Non-Board Cases
(4Q CY2021)**Total # of Defaults** (Oct – Dec 2021) =**7,561**

Issuing Agency	# of Defaults
Health	897
DCA	1,112
Vehicle for Hire	5,552

Most Commonly Issued Summonses By Agency (AIMS)

DOT FAILURE TO PERMANENTLY RESTORE CUT WITHIN REQUIRED TIME FAILURE TO COMPLY WITH THE TERMS AND CONDITIONS OF DOT PERMITS OBSTRUCTION OF STREET W/CONSTRUCTION MATERIALS/EQUIPMENT W/O PERMIT	DOB TO COMPLY W COMMISSIONER ORDER TO FILE CERT OF CORRECTION W DOB UNLAWFUL ACTS. FAILURE TO COMPLY WITH AN ORDER OF THE COMMISSIONER MISCELLANEOUS VIOLATIONS
NYPD OPEN CONTAINER CONSUMPTION OF ALCOHOL ON STREETS RIGHT OF WAY - FAILURE TO YIELD, PHYSICAL INJURY PUBLIC URINATION 1ST OFFENSE	DSNY FAILURE TO CLEAN 18 INCHES INTO STREET DIRTY SIDEWALK DIRTY AREA

Most Commonly Issued Summonses By Agency (AIMS)

DEP	DOHMH
IDLING OF MOTOR VEHICLE ENGINE MORE THAN THREE MINUTES 1ST OFF	FAIL TO ELIMINATE RODENT INFESTATION SHOWN BY ACTIVE RODENT SIGNS 1ST
FAILED TO SUBMIT AN ANNUAL TEST REPORT FOR A BACKFLOW PREVENTER	FAIL TO ELIMINATE CONDITIONS CONDUCTIVE TO RODENT - DEBRIS, VEGETATION 1ST
UNREGISTERED BOILER OR WATER HEATER- 350,000 - 4,200,000 BTU HR 1ST OFF	FAIL TO ELIMINATE CONDITIONS CONDUCTIVE TO PESTS, GARBAGE CANS SPILLAGE
FDNY	LPC
FIRE PROTECTION SYSTEMS: FAIL TO PREVENT UNNECESSARY UNWARRANTED ALARMS	N/A
INSPECTION AND TESTING	
FIRE PROTECTION SYSTEMS	

Most Commonly Issued Summonses By Agency (AIMS)

NYC - SHERIFF	BIC
SALE OR POSSESSION OF UNTAXED CIGARETTES 1ST	IDLING OF MOTOR VEHICLE ENGINE MORE THAN THREE MINUTES 1ST OFF
UNLAWFUL SALE OF FLAVORED TOBACCO 1ST	
CONCEALMENT OF UNTAXED CIGARETTES OR COUNTERFEIT TAX STAMPS 1ST	
DPR	DOITT
FAILURE TO COMPLY WITH DIRECTIONS PROHIBITIONS ON SIGNS	FAILURE TO PROVIDE WORKING PUBLIC PAY TELEPHONE / OPERATOR SERVICES
UNLEASHED UNCONTROLLED ANIMALS IN PARK	FAILED TO CLEAN MAINTAIN PUBLIC PAY TELEPHONE AS PER REQMNTS OF SUBSEC
UNLAWFUL VENDING	

HEALTH Non-Board (AIAS) - Issued Summonses

HEALTH Violation Type	1Q CY2021	2Q CY2021	3Q CY2021	4Q CY2021
RESTAURANT	3	10	2592	1481
DAY CARE	88	116	117	307
LEAD POISONING	22	10	24	184
BATHING ESTABLISHMENTS - SWIMMING Pools	5	1	45	45
Indoor TANNING (PREVIOUSLY IMMUNIZATION-Beginning Dec2014)				28
GAS APPLIANCES	11	24	29	23
EHAC: Environmental Hazards (form-ly HAZARDOUS SUBSTANCE WTC)	39	76	72	22
RADIATION	1	7	12	21
SMOKE FREE AA / TOBACCO VENDING			9	14
EHAC: Food Borne illness (beginning Feb 9, 2015 - formerly Milk)		5	5	6
NUISANCES		4	9	5
CALORIC MENU				1
DAY CAMP		1	39	
Total	169	254	2953	2137

HEALTH (Non-Board) – 4Q CY2021 Most Commonly Issued Summonses

RESTAURANT

DAY CARE

LED Poisoning

DCA (ATAS) - Issued Summonses

VIOLATION TYPE	1Q CY2021	2Q CY2021	3Q CY2021	4Q CY2021
Tobacco Retail Dealer	287	554	875	619
Grocery-Retail	82	66	280	255
Garage	175	265	99	70
Electronic Store	67	105	56	31
Misc Non-Food Retail	40	72	60	28
Secondhand Dealer Auto	23	42	30	27
Secondhand Dealer [General]	61	77	23	26
Home Improvement Contractor	5	10	19	25
Tow Truck Company	1	27	29	20
Gas Station-Retail	42	31	23	20
Restaurant	8	5	13	20
Parking Lot	41	40	31	18
Electronic & Home Appliance Service Dealer	35	52	19	18
Supermarket	81	41	39	14
Process Server (Individual)	10	25	9	14
Newsstand	14	35	6	11
Employment Agency		3	6	7
Garage & Parking Lot	19	18	15	6
Tow Truck Driver	17	2	1	4
Pawnbroker	18	10	8	3
Drug Store Retail	24	16	1	3
Tax Preparers	20	44	1	2
Stoop Line Stand		1	5	1
Salons And Barbershop	3	1	1	1
Debt Collection Agency		1		1
Auto Rental				1
Gasoline Truck-Retail		1	215	
Fuel Oil Dealer	4	43	1	
Furniture Sales	3	1	1	
Hardware-Retail	1	1	1	
Wearing Apparel			1	
Dealer In Products For The Disabled	4	10		
Jewelry Store-Retail	1	5		
Gaming Café	5	4		
Amusement Arcade	2	2		
Special Sale	1	2		
Dry Cleaners		2		
Megastore	2	1		
Storage Warehouse		1		
Appliances		1		
Other	414	605	559	548
Total	1510	2222	2427	1793

DCA – 4Q CY2021 Most Commonly Issued Summonses

Tobacco Retail Dealer

Grocery-Retail

Garage

VFH (Taxi) (NYCServ) - Issued Summonses

NYCServ_Summonses RECEIVED BY TYPE	1Q CY2021	2Q CY2021	3Q CY2021	4Q CY2021
Enforcement	4,560	11,854	10,962	8,058
Administrative Summons	5,557	3,027	6,058	5,384
Consumer Complaint	451	714	768	840
NYPD	105	165	294	281
Port Authority	101	143	86	135
Safety And Emissions	0	0	0	0
Total	10,774	15,903	18,168	14,698

NYCServ – 4Q CY2021 Most Commonly Issued Summonses

Enforcement

Administrative Summons

Consumer Complaint